

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**

MICHAEL TROTTER

PLAINTIFF

VERSUS

CIVIL ACTION NO. 1:09-cv-325-HSO-JMR

EVERETT DRISKELL

DEFENDANT

FINAL JUDGMENT

This matter came on to be heard on Defendant's Motion to Dismiss Complaint without Prejudice [10] filed on December 4, 2009. The Court, after a full review and consideration of Defendant's Motion and Chief Magistrate Judge John M. Roper's Report and Recommendation [11], as well as the pleadings on file and the relevant legal authorities, finds that in accord with its Order entered herewith,

IT IS, ORDERED AND ADJUDGED, that Plaintiff's case against Defendant is hereby dismissed without prejudice.

SO ORDERED AND ADJUDGED, this the 19th day of February, 2010.

s/ Halil Suleyman Ozerden

HALIL SULEYMAN OZERDEN
UNITED STATES DISTRICT JUDGE